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ENERGY DEPARTMENT

NOTIFICATION

The 13th May 2008

No. 4864-RE-ED-14/2008/En.— In exercise of the powers conferred by sub-section (5) of Section 3 of the Orissa Electricity (Duty) Act, 1961 (Orissa Act 14 of 1961), the State Government do hereby exempt from payment of electricity duty on electrical energy supplied by the distribution companies (in short known as DISTCOMs) such as Central Electricity Supply Utility (CESU), North Eastern Electricity Supply Company of Orissa Limited, (NESCO), Western Electricity Supply Company of Orissa Limited, (WESCO) and Southern Electricity Supply Company of Orissa Limited, (SOUTHCO) to the premises of Industrial Units for use in industrial/commercial purposes and on electrical energy generated through captive power plants including generating sets setup by new industrial units for use in industrial purpose subject to the conditions, extent and the period as provided in the Schedules-I & II respectively, annexed herewith.

SCHEDULE-I

Sl. No.	Nature & sector of the Industrial Unit.	Extent of Exemption towards payment of Electricity Duty.	Period of exemption	Condition
(1)	(2)	(3)	(4)	(5)
1	New Industrial units other than thrust sector industries with	Full	Five Years (i) from the date of availing power supply.	Date of Power supply means the date of Power supplied by the DISTCOMs for Commercial Production.

(1)	(2)	(3)	(4)	(5)
	contract demand up to 110 KVA shall be exempted from payment of Electricity Duty.			(ii) The date of Commercial Production for availing the incentive shall be determined by the General Manager /Project Manager, District Industries Centre, for Micro, Small & Medium Enterprises and the Director of Industries for the Large Industrial units basing on the totality of documentary evidence.
2	New Industrial units in the thrust sector as mentioned in Sl. No. 19 of the Industrial Policy Resolution, 2007 mentioned below with contract demand up to 5 MW shall be exempted from payment of Electricity Duty. 1. Agro-Processing 2. Automobiles 3. Auto-Components 4. Textile 5. Apparel 6. Ancillary & Down Stream	Full	Five Years from the date of availing power supply	(iii) An Industrial unit, which considers itself eligible for any incentives, shall apply in accordance with the operational guidelines in the form as at Annexure-A-I: Provided also that, such option shall be exercised in the prescribed form annexed to the Industrial Policy Resolution & submitted to the General Manager/Project Manager, District Industries Centre for Micro and Small Enterprises and to the Director of Industries, Orissa for the rest within 180 days from the effective date and once the option is exercised, it shall be final and irrevocable.

(1)	(2)	(3)	(4)	(5)
				<p>(iv) The Industrial unit shall become ineligible to get incentives if it does not file its claim complete in all respect, within six months of its starting Commercial production.</p> <p>(v) For the purpose of availing incentives, the new Industrial unit means an Industrial unit where fixed capital investment has commenced on or after the effective date and which goes into Commercial production within two years for Micro, Small and Medium Enterprise and three years for the rest, from the date of starting first fixed Capital Investment.</p>

SCHEDULE II

Sl. No.	Name and Nature of Industries	Extent of exemption towards payment of E.D.	Period of Exemption	Condition of Exemption from all Categories.
(1)	(2)	(3)	(4)	(5)
1	New Industrial unit having own captive Power Plant.	Fifty percentum	Five years from the date of Commissioning of the Plants.	<p>(i) No such exemption from payment of electricity duty is available in respect of quantum of Power sold / supplied to users other than the Industrial unit to which power plant is captive:</p> <p>Provided that the Captive Power plant satisfies the criteria fixed for defining as a Captive Power Plant under Electricity Rules 2005.</p> <p>(ii) Captive Power Plant shall be exempted from the payment of Electricity Duty for self consumption only.</p> <p>(iii) For the purpose of availing incentives the new Industrial Unit means an industrial unit where fixed capital investment has commenced on or before the effective date of Industrial Policy Resolution-2007 (02.03.07) and which goes into commercial</p>

(1)	(2)	(3)	(4)	(5)
				<p>production, within two years for Micro, Small and Medium Enterprises and three years for the rest from the date of starting first fixed capital investment:</p> <p>Provided that, an Industrial unit which has commenced fixed capital investment but not gone into commercial production before the effective date will have the option to be treated as new Industrial Unit under Industrial Policy Resolution, 2007:</p> <p>Provided that, it goes into commercial production within two years for Micro, Small & Medium Enterprises and three years for the rest from the effective date and it will surrender and / or refund the incentive availed, if any, under the earlier Industrial Policy Resolutions:</p> <p>Provided also that, such option shall be exercised in the prescribed form Annexed to Industrial Policy Resolution-2007 and submitted to the General Manager /Project Manager, District</p>

(1)	(2)	(3)	(4)	(5)
				Industries Centre for Micro & Small Enterprises and to the Director of Industries, Orissa for the rest within 180 days from the effective date. Once the option exercised, it shall be final and irrevocable.
				(v) Exemption under this notification shall be administered in accordance with the operational guideline in the application for exemption Certificate as in Annexure-A-II on certification by the General Manager/Project Manager, District Industries Centre in respect of micro, small & medium enterprises and by Director of Industries for the rest.
				(vi) The Industrial Units shall become ineligible to get incentives if it does not file its claim complete in all respects, within six months of its date of Commissioning of the Captive Power Plant.

By order of the Governor

S. C. MAHAPATRA

Commissioner-cum-Secretary to Government

**APPLICATION FOR EXEMPTION FROM PAYMENT OF ELECTRICITY DUTY ON
DISTRIBUTION CORPORATION'S POWER SUPPLY.**

(IPR-2007)

Application received after the due date / incomplete in any respect shall be liable for rejection
(Strike out whichever is not applicable)

M/s. _____

At. _____

P.O. _____

Sub-Division. _____

Dist. _____

(Location of the Industrial Unit)

To

The General Manager / Project Manager,

District Industries Centre, _____

Sub: Exemption from payment of Electricity Duty under the provisions of Industrial Policy
Resolution – 2007.

Sir,

In accordance with the provisions laid down in Industrial Policy Resolution – 2007,
its operational guidelines notified by Energy Department, Government of Orissa the claim
for exemption of Electricity Duty is submitted herewith for the eligible period with following
particulars.

1. Category of the unit :
 - a. New Micro / Small / Medium Enterprises /
Large Industries.
 - b. New Industrial unit under Priority Sector / :
Thrust Sector / Deemed Thrust Sector Under
clause – 15 / Pioneer Unit in Thrust Sector.
2. Address of Registered office :
3. Type of organization (Proprietorship / :
Partnership / Co-operative / Private Limited /
Public Limited).
4. Name of Proprietor / managing Partner / :
Managing Director / Authorized Signatory.

5. Date of first fixed capital investment i.e. land / :
Building / Plant & Machinery and Balancing equipments.
6. EM-II / I L No. and date :
7. Items of manufacture / activity : Item Quantity Value
(i)
(ii)
8. Date of starting commercial production :
9. Date of Power Supply for the purpose of :
Commercial production.
10. Consumer No. of the Industry :
11. Connected load / contract demand allowed to :
the industry.
12. Total capital investment (Head-wise) :
a.
b.
c.
d.
e.
13. Direct employment generated :
14. Whether Electricity Duty exemption has availed :
earlier (Yes / No) if yes, furnish in details
15. Extent of exemption of electricity duty and the :
period for which exemption is claimed.

I, Sri _____ S/o _____ at
present _____ (designation) of M/S _____ (name
of the industrial unit) certify that the information furnished as above is true and correct to the
best of my knowledge and belief.

I hereby undertake to abide by the terms and conditions prescribed under the
provisions of Industrial Policy – 2007 and is operational guidelines.

I hereby undertake to furnish information, reports, periodical statements etc to the
DIC / Directorate of Industries, Orissa / Electrical authorities as and when required.

Copies of relevant documents in support of information / facts furnished above are enclosed herewith.

Encl.:-

- 1.
- 2.
- 3.
- 4.
- 5.

Signature of the Proprietor / Managing Partner /
Managing Director / Authorized Signature in full and on behalf of

Date

M/s. _____

Place

.....

CERTIFICATE FURNISHED BY GENERAL MANAGER / PROJECT MANAGER, DIC

Certified that the information furnished as above has been verified and found correct. The industrial unit is eligible for exemption of Electricity Duty under the provisions of IPR – 2007.

Signature of authorized officer / G.M. / P.M, DIC
with seal & date_ _ _ _ _

Annexure – A – II

**APPLICATION FOR EXEMPTION FROM PAYMENT OF ELECTRICITY DUTY ON
CAPTIVE POWER PLANT
(IPR-2007)**

Application received after the due date / incomplete in any respect shall be liable for rejection
(Strike out whichever is not applicable)

M/s. _____

At. _____

P.O. _____

Sub-Division. _____

Dist. _____

(Location of the Industrial Unit)

To

The General Manager / Project Manager,
District Industries Centre, _____

Sub: Exemption from payment of Electricity Duty under the provisions of Industrial Policy
Resolution – 2007.

Sir,

In accordance with the provisions laid down in Industrial Policy Resolution – 2007, its operational guidelines notified by Energy Department, Government of Orissa the claim for exemption of Electricity Duty is submitted herewith for the eligible period with following particulars.

1. Category of the unit :
 - a. New Micro / Small / Medium Enterprises / Large Industries.
 - b. New Industrial unit under Priority Sector / Thrust Sector / Deemed Thrust Sector Under clause – 15 / pioneer Unit in Thrust Sector.
2. Address of Registered office :
3. Type of organization (Proprietorship / Partnership / Co-operative / Private Limited / Public Limited). :
4. Name of Proprietor / managing Partner / Managing Director / Authorized Signatory. :

5. Date of first fixed capital investment i.e. land / Building / Plant & Machinery and Balancing equipments. :
6. EM-II / I L No. and date :
7. Items of manufacture / activity : Item Quantity Value
(i)
(ii)
8. Total capital investment (Head-wise) :
a.
b.
c.
d.
e.
9. Date of starting commercial production :
10. Direct employment generated. :
11. Date of power supply for the purpose of commercial production :
12. Consumer No. of the Industry :
13. Connected load / contract demand allowed to the industry. :
14. Date of first fixed capital investment for setting of Captive power Plant. :
15. Location of the captive power plant. :
16. Date of initial inspection :
(Copy of the initial Inspection report from the competent authority to be enclosed)
17. Approval letter No. & Date from concerned Electrical Inspector (G) under Rule 47 A of IE Rule 1956. (Copy to be enclosed) :
18. Date of commissioning of Captive Power plant with its capacity. :
19. Quantum of power generated by CPP & used for self-consumption. :
20. Whether Electricity Duty exemption has availed earlier (Yes / No) if yes, furnish in details. :

21. Extent of exemption of electricity duty and the :
period for which exemption is claimed.

I, Sri _____ S/o _____ at
present _____ (designation) of M/S _____ (name
of the industrial unit) certify that the information furnished as above is true and correct to the
best of my knowledge and belief.

I hereby undertake to abide by the terms and conditions prescribed under the
provisions of Industrial Policy – 2007 and its operational guidelines.

I hereby undertake to furnish information, reports, periodical statements etc. to the
DIC / Directorate of Industries, Orissa / Electrical authorities as and when required.

Copies of relevant documents in support of information / facts furnished above are
enclosed herewith.

Encl.:-

- 1.
- 2.
- 3.

Signature of the Proprietor / Managing Partner /
Managing Director / Authorized Signature in full and on behalf of

Date

M/s. _____

Place

CERTIFICATE FURNISHED BY GENERAL MANAGER / PROJECT MANAGER, DIC

Certified that the information furnished as above has been verified and found
correct. The industrial unit is eligible for exemption of Electricity Duty under the provisions
of IPR – 2007.

Signature of authorized officer / G.M. / P.M, DIC
with seal & date _ _ _ _ _